Attorney's Docket No.: 07844-427001

Client's Ref. No.: P391

## OFFICIAL COMMUNICATION FACSIMILE:

OFFICIAL FAX NO: (703) 872-9306

Art Unit

: 2176

Examiner: Quoc A. Tran

RECEIVED

JUL 0 7 2004

Number of pages including this page 2

Applicant: Michael Kaplan et al.

Serial No.: 09/594,054

Filed : June 14, 2000

Title

: ENVIRONMENT-BASED BOOKMARK MEDIA

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Attached to this facsimile communication cover sheet is a Notice of Appeal, faxed this 7th day of July, 2004, to the United States Patent and Trademark Office.

Respectfully submitted,

Date: July 7, 2004

Brian J. Gastafson Reg. No. 52,978

Fish & Richardson P.C. 500 Arguello Street, Suite 500 Redwood City, California 94063 Telephone: (650) 839-5070

Fax: (650) 839-5071

50224620.doc

NOTE: This facsimile is intended for the addressee only and may contain privileged or confidential information. If you have received this facsimile in error, please immediately call us collect at (650) 839-5070 to arrange for its return. Thank you.

Attorney's Docket No.: 07844-427001 / P391

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael Kaplan et al.

Art Unit : 2176

Filed

Serial No.: 09/594,054

Examiner: Quoc A. Tran!

Title

: June 14, 2000

: ENVIRONMENT-BASED BOOKMARK MEDIA

MAIL STOP AF Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

## NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated April 7, 2004, finally rejecting claims 1-46.

Please charge the amount of \$330 to Deposit Account No. 06-1050 for the appeal fee. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Brian J. Gustafson Reg. No. 52,978

Fish & Richardson P.C.

500 Arguello Street, Suite 500 Redwood City, California 94063

Telephone: (650) 839-5070 Facsimile: (650) 839-5071

50224608.doc

## CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

July 7, 2004

Date of Transmission

Signature

om M. Cummings Typed or Printed Name of Person Signing Certificate